



Date

June 7, 2004

Number of pages (including cover): 10

F A X C O V E R

To PTO Office of Initial Patent Examination
Company: United States Patent and Trademark Office

Serial No.: 09/917,294
Filed: July 26, 2001
Title: LIGHTING CONTROL USING SPEECH RECOGNITION
Conf. No.: 8108
Fax: 703-746-9195

From Joseph Teja, Jr.

Direct dial 617-395-7017

Our File # C1104/7075

ORIGINAL DOCUMENTS SENT: ☐ 1st Class Mail ☐ Overnight Mail ☐ Air Mail ☒ Not Sent**CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being transmitted via facsimile to the attention of Office of Initial Patent Examination, at FAX number 703-746-9195 at the United States Patent and Trademark Office on June 7, 2004.


Jeanne W. Chub

Transmitted herewith are the following documents

- ☒ Fourth Request for Corrected Filing Receipt
- ☒ Copy of Corrected Filing Receipt mailed February 6, 2004
- ☒ Copy of Response to Request for Corrected Filing Receipt mailed February 6, 2004

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ATTORNEY'S DOCKET NO: C1104/7075**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Kevin J. Dowling and George G. Mueller
Serial No: 09/917,294
Conf. No: 8108
Filed: July 26, 2001
For: LIGHTING CONTROL USING SPEECH RECOGNITION
Examiner: Unassigned
Art Unit: 2654

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being transmitted via facsimile to the attention of the Office of Initial Patent Examination, FAX number 703-746-9195, at the United States Patent and Trademark Office on the 7 day of June, 2004.


Jeanne W. Chub

Office of Initial Patent Examination
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Transmitted herewith are the following documents:

- ☒ Fourth Request For Corrected Filing Receipt
- ☒ Copy of Corrected Filing Receipt Mailed February 6, 2004
- ☒ Copy of Response to Request for Corrected Filing Receipt mailed February 6, 2004

If the enclosed papers are considered incomplete, the mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 395-7000.

No check is enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 50/2762. A duplicate of this sheet is enclosed.

Respectfully submitted,

Kevin J. Dowling, et al.

By: 

Joseph Teja, Jr., Reg. No. 45,157
LOWRIE, LANDO & ANASTASI, LLP
One Main Street, Suite 1100
Cambridge, Massachusetts 02142
Telephone: 617-395-7000

June 7, 2004

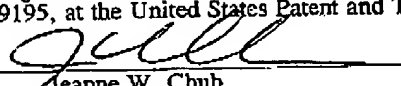
ATTORNEY'S DOCKET NO: **C1104/7075****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Kevin J. Dowling and George G. Mueller
Serial No: 09/917,294
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Jeanne W. Chub

Office of Initial Patent Examination
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FOURTH REQUEST FOR CORRECTED FILING RECEIPT

Sir/Madam:

Attached is a copy of a Response to Request for Corrected Filing Receipt mailed February 6, 2004 and a Corrected Filing Receipt also mailed February 6, 2004. Issuance of a Fourth Corrected Filing Receipt is respectfully requested because the priority data still is incorrect.

The Response to Request for Corrected Filing Receipt indicates that "A claim for priority cannot be made based on an application filed after the application making the claim. 09/333,739 filing date 06/15/1999". Applicants respectfully submit that this assertion is completely irrelevant in the present application.

First, the present application was filed on July 26, 2001. It is readily apparent that this application does not make any claim for priority based on an application filed after the present

Serial No. 09/917,294

- 2 -

Art Unit: 2632

application was filed on July 26, 2001. Hence, again, the indication in the Response to Request for Corrected Filing Receipt mailed February 6, 2004 is completely irrelevant.

Once again, the priority data as claimed by the Applicants should read as follows:

This Patent Application claims the benefit under 35 U.S.C. §119(e) of U.S. Provisional Application Serial No. 60/221,363, filed July 27, 2000.

This application also claims the benefit under 35 U.S.C. §120 as a continuation-in-part (CIP) of co-pending U.S. Non-provisional Application Serial No. 09/669,121, filed September 25, 2000, which is a continuation of U.S. Serial No. 09/425,770, filed October 22, 1999, now Patent No. 6,150,774, which is a continuation of U.S. Serial No. 08/920,156, filed August 26, 1997, now Patent No. 6,016,038.

This application also claims the benefit under 35 U.S.C. §120 as a continuation-in-part (CIP) of the following co-pending U.S. Non-provisional Applications:

Serial No. 09/215,624, filed December 17, 1998, which claims the benefit of the following provisional applications:

Serial No. 60/071,281, filed December 17, 1997;

Serial No. 60/068,792, filed December 24, 1997;

Serial No. 60/078,861, filed March 20, 1998;

Serial No. 60/079,285, filed March 25, 1998; and

Serial No. 60/090,920, filed June 26, 1998;

Serial No. 09/213,607, filed December 17, 1998;

Serial No. 09/213,189, filed December 17, 1998;

Serial No. 09/213,581, filed December 17, 1998;

Serial No. 09/213,540, filed December 17, 1998;

Serial No. 09/333,739, filed June 15, 1999;

Serial No. 09/742,017, filed December 20, 2000, which is a continuation of U.S. Serial No. 09/213,548, filed December 17, 1998, now Patent No. 6,166,496;

Serial No. 09/815,418, filed March 22, 2001, which also is a continuation of U.S. Serial No. 09/213,548, filed December 17, 1998, now Patent No. 6,166,496; and

Serial No. 09/917,294

- 3 -

Art Unit: 2632

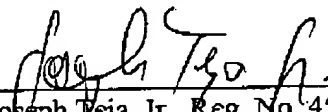
Serial No. 09/626,905, filed July 27, 2000, which is a continuation of U.S. Serial No. 09/213,659, filed December 17, 1998, now Patent No. 6,211,626.

Please forward a corrected filing receipt to us at your earliest convenience. No additional fee or certification is believed to be required. However, if for any reason a fee paid is inadequate, or credit is owed for any excess fee paid, the Commissioner is hereby authorized and requested to charge or credit our Deposit Account No. 50/2762.

Should any questions arise concerning the foregoing, please contact the undersigned at the telephone number listed below.

Respectfully submitted,

Kevin J. Dowling, et al.

By: 
Joseph Teja, Jr., Reg. No. 45,157
LOWRIE, LANDO & ANASTASI, LLP
One Main Street
Cambridge, Massachusetts 02142
United States of America
Telephone: 617-395-7000
Facsimile: 617-395-7070

Dated: June 7, 2004



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 Alexandria, Virginia 22313-1450
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
09/917,294	07/26/2001	2654	435	C1104/7075	2	12	2

CONFIRMATION NO. 8108

37462

LOWRIE, LANDO & ANASTASI
 RIVERFRONT OFFICE
 ONE MAIN STREET, ELEVENTH FLOOR
 CAMBRIDGE, MA 02142

Re: Corrected FR?
DOCKETED

CORRECTED FILING RECEIPT

OC000000011854323

DUE: 3.6.04
CHK 4/19/04

Date Mailed: 02/06/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Kevin J. Dowling, Westford, MA;
 George G. Mueller, Boston, MA;

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/221,363 07/27/2000
 and is a CIP of 09/669,121 09/25/2000
 which is a CON of 09/425,770 10/22/1999 PAT 6,150,774
 which is a CON of 08/920,156 08/26/1997 PAT 6,016,038
 This application 09/917,294
 is a CIP of 09/215,624 12/17/1998 PAT 6,528,954
 which claims benefit of 60/071,281 12/17/1997
 and claims benefit of 60/068,792 12/24/1997
 and claims benefit of 60/078,861 03/20/1998
 and claims benefit of 60/079,285 03/25/1998
 and claims benefit of 60/090,920 06/26/1998
 and is a CIP of 09/213,607 12/17/1998 ABN
 and is a CIP of 09/213,189 12/17/1998 PAT 6,459,919
 and is a CIP of 09/213,581 12/17/1998
 and is a CIP of 09/213,540 12/17/1998

Foreign Applications

UNITED STATES OF AMERICA PCT/US98/17702 08/26/1998
 UNITED STATES OF AMERICA PCT/US98/28853 12/17/1998

COPY**If Required, Foreign Filing License Granted: 09/05/2001****Projected Publication Date: Not Applicable****Non-Publication Request: No****Early Publication Request: No****** SMALL ENTITY ******Title**

Lighting control using speech recognition

Preliminary Class

704

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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NOT GRANTED

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 WASHINGTON, DC 20231
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APPLICATION NUMBER	FILING OR 371(c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/917,294	07/26/2001	Kevin J. Dowling	C1104/7075

COPY

CONFIRMATION NO. 8108

37462

LOWRIE, LANDO & ANASTASI

RIVERFRONT OFFICE

ONE MAIN STREET, ELEVENTH FLOOR
CAMBRIDGE, MA 02142

OC000000011853107

 FOR COR FR / FILE PA?
DOCKETED

Date Mailed: 02/06/2004

 DUE: 3.10.04
02/16/04

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Domestic Continuity and Foreign Priority

In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:

- ☐ The priority or continuity claim has not been entered because it was not filed during the required time period. Applicant may wish to consider filing a petition to accept an unintentionally delayed claim for priority. See 37 CFR 1.55 or 1.78.
- ☐ Continuity claimed under 35 U.S.C. § 120 cannot be added to the Filing Receipt without the applicant supplying the relationship (continuation, divisional, or continuation-in-part) in an Application Data Sheet or amendment to the first page of the specification.
- ☒ A claim for priority cannot be made based on an application filed after the application making the claim. 09/333,739 filing date 06/15/1999
- ☐ Domestic benefit and foreign priority claims will not be captured in a provisional application.
- ☐ A provisional application is not entitled to a right of priority or to the benefit of an earlier filing date of any other application. See 35 U.S.C. § 111(b)(7) and 37 CFR 1.53(c)(4).
- ☐ A domestic continuity claim cannot be made to a foreign application and the filing receipt will only list the foreign country, application number, and filing date.
- ☐ Foreign priority will appear on the Filing Receipt in the following order:
Country, Application number, Filing date.
- ☐ This application is the result of a conversion from a provisional application. Priority based on such application cannot be made since it no longer exists as a provisional application.
- ☐ The application(s) to which priority is claimed were filed over a year prior to the filing date of this application. Therefore, the referenced application(s) cannot be claimed as domestic or foreign priority.

COPY

☐ To change the benefit claim of a U.S. prior-filed application, applicant must amend the first sentence of the specification (if the benefit claim is referenced in the specification), or provide a supplemental application data sheet (ADS) (if the benefit claim was submitted in an ADS), with the desired benefit claim. Note that once a benefit claim is deleted, applicant will not be able to claim such prior-filed application again, if the above-identified application was filed on or after November 29, 2000.

☐ To change a foreign priority claim, applicant must submit a supplemental oath or declaration (if the priority claim is referenced in the oath or declaration), or a supplemental application data sheet (ADS) (if the priority claim was submitted in an ADS), with the desired priority claim. If a supplemental ADS is submitted, any deletions should be shown with strikeouts. Note that once a priority claim is deleted, applicant will not be able to claim such foreign application again, if the above-identified application was filed on or after November 29, 2000.

Haimanot Tegbaru
Customer Service Center
Office of Initial Patent Examination
(703) 308-1202